## NOT FOR PUBLICATION WITHOUT APPROVAL OF THE COMMITTEE ON OPINIONS

v.

: SUPERIOR COURT OF NEW

**JERSEY** 

LISA LANTERMAN : LAW DIVISION

MIDDLESEX COUNTY

Plaintiff, : CIVIL ACTION

DOCKET NO. MID-L-6542-99 MT

CASE CODE 241

OPINION

PHILIP MORRIS INCORPORATED, : **DEFENDANTS' MOTION FOR** 

: SUMMARY JUDGMENT BASED

Defendants. : ON THE STATUTE OF

: LIMITATIONS

Argued: July 7, 2000 Decided: May 28, 2002

et al.

## ORDER GRANTING SUMMARY JUDGMENT

THIS MATTER being opened to the court upon defendants' motion for summary judgment and the Court having considered the papers submitted, and good cause being shown for the making and granting of this Order; IT IS on this 28<sup>th</sup> day of May, 2002;

ORDERED that defendants' summary judgment motion as to the design defect claim only is GRANTED. Plaintiff's claims based on consumer fraud or common law fraud that were unopposed on summary judgment shall proceed.

Honorable Marina Corodemus, J.S.C

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